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**MEMO ENDORSED**

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October 28, 2020

**BY ECF**

Honorable Denise L. Cote  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

USDC SDNY
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**Re: *United States v. Zalmund Zirkind, S9 19 Cr. 463 (DLC)***  
LETTER MOTION TO AMEND CONDITIONS OF BOND TO PERMIT DAILY  
MORNING ATTENDANCE AT RELIGIOUS SERVICES 9 A.M TO 11 A.M.

Dear Judge Cote:

On behalf of Mr. Zirkind, this application follows an earlier related request and respectfully seeks an opportunity to attend morning daily prayer service from 9 a.m. until 11 a.m. at Congregation Lubavitcher, 770 Eastern Parkway in Brooklyn, NY, where the Defendant is now permitted to attend Sabbath services. See DE 78 (Motion to Amend Conditions of Bond to Permit Greater Attendance at Religious Prayer Services); DE 82, (Order Granting application to attend services at the Congregation Lubavitcher from Friday to Saturday evening, denying additional attendance without prejudice to a future application); DE 102 (Motion to Temporarily Amend Conditions of Bond to Permit Attendance at High Holiday and Other Services); DE 106 (Order Granting DE 102). Counsel has reviewed this request with AUSA Stephanie Lake and USPO Rothman who agree with the relief requested.

By way of background information, the Defendant was arrested in the Northern District of New York on July 16, 2020, was released on stipulated conditions that include home confinement on August 5, 2020. The Defendant is fully compliant with his release conditions. The Defendant pled guilty to his one-count indictment charging that he laundered narcotics proceeds in violation of Title 18, United States Code, Sections 1956 (a)(1)(A)(i), (a)(1)(B), (a)(2)(A), (a)(2) (B), and 1957(a).

The Defendant is an Orthodox Rabbi of the Chabad sect. His religious observance makes it his duty to pray three times daily: in the morning, in the afternoon, and at nightfall. The Defendant respectfully seeks the opportunity for attendance at his morning prayer (shacharit) at the Congregation Lubavitcher where (socially distanced) group prayer is thought to be most effective.

We thank Your Honor for your review.

Respectfully submitted,

/s Neil M. Schuster

Neil M. Schuster

NMS:asnd

Josh Rothman, Intensive Supervision Specialist  
Stephanie Lake, AUSA  
Aline R Flodr, AUSA  
Sebastian Swett, AUSA

The defendant may not violate  
any New York State Covid-19  
restrictions as any other law.

This application is denied  
without prejudice to renewal  
supported by a showing  
that defendant at these  
times and at this place  
will fully comply with  
the law. *Stephanie Lake*  
*10/29/20*